

### ***Remarks***

Claims 1-11 and 19 are pending in this application. Claims 1-9 and 11 are cancelled herein. Accordingly, claims 10 and 19 are now pending in this application.

### ***Rejection under 35 USC § 103***

Claims 10 and 19 are rejected under 35 U.S.C. 103(a) as being obvious over Andrews et al WO 04/014899.

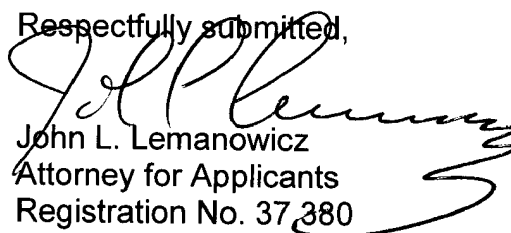
Initially, Applicants note that Andrews et al and the present application are commonly owned and therefore do not qualify as prior art according to 35 U.S.C. 103(c). The present application is owned by GlaxoGroup Limited and Andrews et al is owned by SmithKline Beecham Corporation both of which are wholly owned subsidiaries of GlaxoSmithKine plc. Attached hereto are the front Title Page of Andrews et WO04/014899 which indicate ownership by SmithKline Beecham Corporation. Also attached is the notice of recordation for the present application indicating ownership by Glaxo Group Limited. Accordingly, Applicants respectfully assert that the rejection is improper and request it be withdrawn.

### ***Conclusion***

The points and concerns of the Examiner have been addressed in full. Applicants respectfully submit that the instant application is in condition for allowance, which is respectfully requested. Should any issues remain unresolved in this application which would bar issuance, the Examiner is invited to contact the undersigned Attorney at (919) 483-6334 to discuss such issues.

Applicants believe that no fees are due in connection with the filing of this paper other than those specifically authorized herewith. However, should any other fees be deemed necessary to affect the timely filing of this paper the Commissioner is hereby authorized to charge such fees to Deposit Account No. 07-1392.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. L. Lemanowicz', is written over the typed name and title.

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DPM PB60713

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

AUGUST 24, 2006

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RECORDATION DATE: 08/24/2006

REEL/FRAME: 018162/0686  
NUMBER OF PAGES: 5BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: PB60713

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DOC DATE: 09/16/2005

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018162/0686 PAGE 2

SERIAL NUMBER: 10597828

FILING DATE:

PATENT NUMBER:

ISSUE DATE:

TITLE: BENZIMIDAZOL SUBSTITUTED THIOPENE DERIVATIVES WITH ACTIVITY ON IKK3

ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

(19) World Intellectual Property  
Organization  
International Bureau



(43) International Publication Date  
19 February 2004 (19.02.2004)

PCT

(10) International Publication Number  
**WO 2004/014899 A1**

(51) International Patent Classification<sup>7</sup>: **C07D 409/04**,  
409/14, 491/04, A61K 31/4184, A61P 35/00 // (C07D  
491/04, 319:00, 235:00) (C07D 491/04, 321:00, 235:00)

(21) International Application Number:  
PCT/US2003/024272

(22) International Filing Date: 4 August 2003 (04.08.2003)

(25) Filing Language: English

(26) Publication Language: English

(30) Priority Data:  
60/402,008 8 August 2002 (08.08.2002) US

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(81) Designated States (national): AE, AG, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, BZ, CA, CH, CN, CO, CR, CU, CZ, DE, DK, DM, DZ, EC, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MA, MD, MG, MK, MN, MW, MX, MZ, NI, NO, NZ, OM, PG, PH, PL, PT, RO, RU, SC, SD, SE, SG, SK, SL, SY, TJ, TM, TN, TR, TT, TZ, UA, UG, US, UZ, VC, VN, YU, ZA, ZM, ZW.

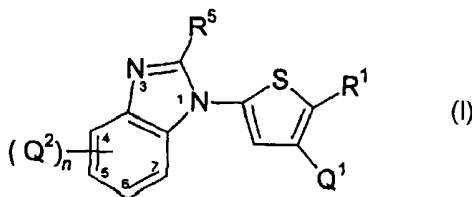
(84) Designated States (regional): ARIPO patent (GH, GM, KE, LS, MW, MZ, SD, SL, SZ, TZ, UG, ZM, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, BG, CH, CY, CZ, DE, DK, EE, ES, FI, FR, GB, GR, HU, IE, IT, LU, MC, NL, PT, RO, SE, SI, SK, TR), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GQ, GW, ML, MR, NE, SN, TD, TG).

**Published:**

- with international search report
- before the expiration of the time limit for amending the claims and to be republished in the event of receipt of amendments

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: THIOPHENE COMPOUNDS



(57) Abstract: The present invention provides compounds of formula (I): (I) pharmaceutical compositions containing the same, processes for preparing the same and their use as pharmaceutical agents.